

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

SOPPET and RUBEN

Appl. No. *To be assigned*

Filed: *Herewith*

For: **Cardiac and Pancreatic Protein  
and Gene**

Art Unit: *To be assigned*

Examiner: *To be assigned*

Atty. Docket: 1488.0620002/EKS/GLL

**Preliminary Amendment**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

It is respectfully requested that the following amendment be entered in advance of substantive examination. This Amendment is provided in the following format:

(A) A clean version of each replacement paragraph/section/claim along with clear instructions for entry;

(B) Starting on a separate page, appropriate remarks and arguments. 37

C.F.R. § 1.111 and MPEP 714; and

(C) Starting on a separate page, a marked-up version entitled: "Version with markings to show changes made."

It is not believed that extensions of time or fees for net addition of claims are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R.

§ 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to our Deposit Account No. 19-0036.

***Amendment***

***In the Specification:***

Please substitute the following paragraphs/sections for the pending paragraphs/sections.

Substitute the paragraph beginning on page 1, line 2, with the following paragraph:

The present application is a continuation of U.S. Appl. No. 09/049,022, filed March 27, 1998; said Appl. No. 09/049,022 claims the benefit of the filing date of provisional application 60/042,855 filed March 28, 1997, the disclosures of both of which are herein incorporated by reference in their entirety.

***Remarks***

The specification was amended to update priority information. These changes are believed to introduce no new matter, and their entry is respectfully requested.

Prompt and favorable consideration of this Amendment is respectfully requested.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



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Date: October 10, 2001

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**Version with markings to show changes made**

***In the Specification:***

The paragraph beginning on page 1, line 2, was replaced with the following paragraph:

The present application is a continuation of U.S. Appl. No. 09/049,022, filed March 27, 1998; said Appl. No. 09/049,022 claims the benefit of the filing date of provisional application 60/042,855 filed March 28, 1997, the disclosures of both of which [is] are herein incorporated by reference in [its] their entirety.